

DARRYL P. RAINS (CA SBN 104802)
THOMAS R. PLUMMER (CA SBN 240758)
MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: 650.813.5600
Facsimile: 650.494.0792
Email: DRains@mofo.com

CRAIG D. MARTIN (CA SBN 168195)
STUART C. PLUNKETT (CA SBN 187971)
KEVIN A. CALIA (CA SBN 227406)
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, California 94105-2482
Telephone: 415.268.7000
Facsimile: 415.268.7522

Attorneys for Defendants
The Charles Schwab Corporation, Charles Schwab & Co. Inc.,
Charles Schwab Investment Management, Inc., Charles R.
Schwab, Evelyn Dilsaver, Randall W. Merk, and George Pereira

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GERRY HAGEMAN, on behalf of Himself and
all others similarly situated,

Plaintiff,

v.

THE CHARLES SCHWAB CORPORATION,
CHARLES SCHWAB & CO. INC., CHARLES
SCHWAB INVESTMENT MANAGEMENT,
INC., CHARLES R. SCHWAB, EVELYN
DILSAVER, RANDALL W. MERK, and
GEORGE PEREIRA,

Defendants.

Case No. CV-08-01733 WHA

**NOTICE OF PENDENCY OF
OTHER ACTION**

Related Cases:

Labins, CV-08-01510 WHA
Glasgow, CV-08-01936 WHA
Flanzraich, CV-08-01994 WHA
Pai, CV-08-02058 WHA

Pursuant to Civil L.R. 3-13, defendants hereby notify the Court of the following three
actions pending in other district courts:

- *Bohl v. The Charles Schwab Corporation et al.*, Case No. Civ. 08-10593

NOTICE OF PENDENCY OF OTHER ACTION
CV-08-01733 WHA
sf-2514865

1 (“*Bohl*”). filed April 8, 2008;

- 2 • *Coleman v. The Charles Schwab Corporation et al.*, Case No. Civ. 08-10626
- 3 (“*Coleman*”), filed April 11, 2008; and
- 4 • *Tully v. The Charles Schwab Corporation et al.*, Case No. Civ. 08-03652
- 5 (“*Tully*”), filed April 16, 2008.

6 The *Bohl*, *Coleman*, and *Tully* actions involve “all or substantially all of the same parties” as
7 the above-captioned action, as well as the four other related actions pending in this Court. The
8 complaints all assert identical claims under Sections 11, 12(a), and 15 of the Securities Act of
9 1933.

10 On May 13, 2008, Defendants filed a motion in the Southern District of New York for
11 transfer of the *Tully* action to the Northern District of California pursuant to 28 U.S.C. § 1404(a).
12 Defendants will shortly file motions in the District of Massachusetts requesting transfer of the
13 *Bohl* and *Coleman* action to this Court on the same grounds.

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15 Dated: May 15, 2008

DARRYL P. RAINS
CRAIG D. MARTIN
STUART A. PLUNKETT
KEVIN A. CALIA
THOMAS R. PLUMMER
MORRISON & FOERSTER LLP

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20 By: /s/ Darryl P. Rains
Darryl P. Rains

21 Attorneys for Defendants
22 The Charles Schwab Corporation,
23 Charles Schwab & Co. Inc., Charles
24 Schwab Investment Management, Inc.,
25 Charles R. Schwab, Evelyn Dilsaver,
26 Randall W. Merk, and George Pereira
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